

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE

Albert Kuperman

v.

Civil No. 07-cv-245-PB

Warden, New Hampshire  
State Prison

O R D E R

Albert Kuperman's habeas corpus petition depends upon a set of legal arguments that Judge Laplante recently considered and found wanting in Hearns v. Warden, 2008 DNH 180. Judge Laplante's analysis is thorough and convincing. I see no reason to restate it here. Instead, I merely note that, for the reasons set forth in Hearns v. Warden, New Hampshire law does not deny a defendant in Kuperman's position fair notice that he could be subjected to consecutive sentences for the crimes he committed. Defendant's motion for summary judgment ([Doc. No. 47](#)) is granted. The clerk shall close the case.

SO ORDERED.

/s/Paul Barbadoro  
Paul Barbadoro  
United States District Judge

October 14, 2008

cc: Richard J. Lehmann, Esq.  
Stephen D. Fuller, Esq.